

**UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS**

USDC Docket Number : 05-cv-40063

Coy Phelps, et al

v.

A. Gonzalez H. Lappin, et al

CLERK'S CERTIFICATE

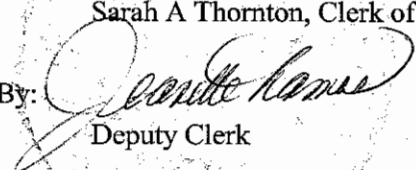
I, Sarah A. Thornton, Clerk of the United States District Court for the District of Massachusetts, do hereby certify that the annexed documents numbered: 1-16

and contained in Volume(s) I are the original or electronically filed pleadings and constitute the record on appeal in the above entitled case for the Notice of Appeal filed on 4/7/2006.

In testimony whereof, I hereunto set my hand and affix the seal of this Court on May 23, 2006.

Sarah A Thornton, Clerk of Court

By:


Deputy Clerk

Receipt of the documents in the above entitled case is hereby acknowledged this date: _____


Deputy Clerk, US Court of Appeals

Please complete the following information:

COURT OF APPEALS DOCKET NUMBER ASSIGNED: _____

APPEAL

**United States District Court
District of Massachusetts (Worcester)
CIVIL DOCKET FOR CASE #: 4:05-cv-40063-GAO**

Phelps v. Gonzales et al
Assigned to: Judge George A. O'Toole, Jr
Related Cases: 4:06-cv-40011-GAO
4:06-cv-40082-GAO
4:06-cv-40090-GAO
Cause: 42:1983 Prisoner Civil Rights

Date Filed: 04/14/2005
Jury Demand: None
Nature of Suit: 550 Prisoner: Civil Rights
Jurisdiction: U.S. Government Defendant

Petitioner

Coy Phelps
*Representing a Class of Similarly
Situated Unconvicted Federal
Civilly Committed Mental
Patients in the U.S. Bureau of
Prison System*

represented by **Coy Phelps**
78872-011
FMC Devens
PO Box 879
Ayer, MA 01432
PRO SE

V.

Respondent

A. Gonzales
U.S. Attorney General

Respondent

H. Lappin
*Director of U.S. Bureau of
Prisons*

Respondent

Warden D. Winn
Warden of FMC-Devens

Date Filed	#	Docket Text
04/14/2005	<u>1</u>	COMPLAINT against A. Gonzales, H. Lappin, D. Winn. Filing fee to be sent separately, filed by Coy Phelps.(Hassett, Kathy) Additional attachment(s) added on 4/14/2005 (Hassett,

		Kathy). (Entered: 04/14/2005)
04/14/2005	<u>2</u>	Letter/request (non-motion) from Coy Phelps regarding filing fee. (Hassett, Kathy) (Entered: 04/14/2005)
04/14/2005	<u>3</u>	NOTICE of Lawsuit by Coy Phelps (Hassett, Kathy) (Entered: 04/14/2005)
04/14/2005	<u>4</u>	MOTION to Appoint Counsel by Coy Phelps.(Hassett, Kathy) (Entered: 04/14/2005)
04/14/2005	<u>5</u>	MOTION for Temporary Restraining Order and Injunction by Coy Phelps.(Hassett, Kathy) (Entered: 04/14/2005)
04/14/2005	<u>6</u>	MOTION for Class Action Certification by Coy Phelps. (Hassett, Kathy) (Entered: 04/14/2005)
04/21/2005	<u>7</u>	Letter/response from Coy Phelps concerning filing fee. (Hassett, Kathy) (Entered: 04/21/2005)
04/22/2005	<u>8</u>	NOTICE of related cases by Coy Phelps (Hassett, Kathy) (Entered: 04/22/2005)
05/06/2005	<u>9</u>	Partial Filing fee: \$ 100.00 received, receipt number 404561 regarding Complaint. Balance due \$150.00. (Hassett, Kathy) (Entered: 05/06/2005)
05/06/2005	<u>9</u>	Letter regarding filing fee from Coy Phelps. Check for \$100.00 enclosed with letter, \$150.00 has not been received. Receipt and balance due mailed to Coy Phelps this date. (Hassett, Kathy) (Entered: 05/06/2005)
05/11/2005	<u>10</u>	Letter regarding filing fee(non-motion) from Coy Phelps. (Jones, Sherry) (Entered: 05/11/2005)
06/20/2005	<u>9</u>	Filing fee: \$ 300, receipt number 63955 regarding complaint and outstanding balance (see entry #9) (Edge, Eugenia) (Entered: 06/20/2005)
07/14/2005	<u>11</u>	Letter/request (non-motion) re: summons from Coy Phelps. (Edge, Eugenia) (Entered: 07/15/2005)
12/20/2005	<u>12</u>	Proposed Document(s) submitted by Coy Phelps. Document received: amended complaint.(Sent to Worcester from Boston) (Jones, Sherry) Additional attachment(s) added on 2/22/2006 (Edge, Eugenia). (Entered: 12/23/2005)
03/31/2006	<u>13</u>	Judge George A. O'Toole Jr.: ORDER entered. MEMORANDUM AND ORDER (Copy of the Memorandum

		and Order mailed out to plaintiff)(Lyness, Paul) (Entered: 03/31/2006)
03/31/2006	● <u>14</u>	Judge George A. O'Toole Jr.: ORDER entered. JUDGMENT in favor of Defendants against Plaintiffs (Copy of the judgment mailed out to plaintiff)(Lyness, Paul) (Entered: 03/31/2006)
04/05/2006	● <u>15</u>	Copy of Letter to US attorney's office (non-motion) from Coy Phelps. (Attachments: # <u>1</u> attached documents mailed to the U.S. Attorney's Office)(Edge, Eugenia) (Entered: 04/06/2006)
04/07/2006	● <u>16</u>	NOTICE OF APPEAL as to <u>13</u> Memorandum & ORDER, <u>14</u> Judgment by Coy Phelps. \$ 0.00 (not paid. see attached cover letter) NOTICE TO COUNSEL: A Transcript Report/Order Form, which can be downloaded from the First Circuit Court of Appeals web site at http://www.ca1.uscourts.gov/clerks/transcript.htm MUST be completed and submitted to the Court of Appeals. Appeal Record due by 4/27/2006. (Attachments: # <u>1</u> cover letter) (Edge, Eugenia) (Entered: 04/07/2006)
04/18/2006	●	Filing fee: \$ 255, receipt number 71868 for <u>16</u> Notice of Appeal, (Edge, Eugenia) (Entered: 04/18/2006)